

**UNITED STATES DISTRICT COURT**  
**for**  
**EASTERN DISTRICT OF NORTH CAROLINA**  
**SOUTHERN DIVISION**

**U.S.A. vs. David Granville Tanner**

**Docket No. 7:12-CR-70-1BR**

**Petition for Action on Probation**

COMES NOW Matti Liebler, probation officer of the court, presenting a petition for modification of the Judgment and Commitment Order of David Granville Tanner, who, upon an earlier plea of guilty to Felon in Possession of a Firearm, 18 U.S.C. § 922(g)(1) & 924, was sentenced by the Honorable W. Earl Britt, Senior U.S. District Judge, on January 14, 2013, to a 3 year term of probation under the standard conditions adopted by the court.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:**

On September 27, 2014, the defendant was cited for Driving While License Revoked (14CR704330) and Expired Registration/Cards/Tags (14CR001254) in Duplin County, North Carolina. The defendant was on his way home to Jacksonville, North Carolina, from a one-night trip to Charlotte, North Carolina. The charges remain pending in Duplin County District Court.

It should be noted that the defendant was granted verbal permission by this officer to travel to Charlotte, North Carolina, with the understanding that someone else would be driving, as his driver's license is suspended as a result of his April 2, 2014, conviction for Driving While Impaired in case number 7:13-MJ-1191-RJ, before the Honorable Robert B. Jones, Jr.

As a sanction for the violation conduct of failing to follow the instructions of the probation officer and driving while under this court's suspension, the probation officer recommends that the defendant be confined to the Bureau of Prisons for a period of 3 days.

The defendant signed a Waiver of Hearing agreeing to the proposed of supervision.

**PRAYING THAT THE COURT WILL ORDER** that probation be modified as follows:

The defendant shall be confined to the custody of the Bureau of Prisons for a period of 3 days, and shall abide by all rules and regulations of the designated facility, concurrently with the 3-day sanction imposed in 7:13-MJ-1191-1RJ.

Except as herein modified, the judgment shall remain in full force and effect.

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Reviewed and approved,

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Dwayne K. Benfield  
Dwayne K. Benfield  
Supervising U.S. Probation Officer

/s/ Matti Liebler  
Matti Liebler  
U.S. Probation Officer  
200 Williamsburg Pkwy, Unit 2  
Jacksonville, NC 28546-6762  
Phone: 910-347-9038  
Executed On: January 6, 2015

**ORDER OF COURT**

Considered and ordered this 8 day of January, 2015, and ordered filed and made a part of the records in the above case.

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W. Earl Britt  
Senior U.S. District Judge

